



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

Agency: Office of the Insurance Commissioner

Subject of possible rule making: Short title: Conversion plan rules
Amending chapter 284-52 WAC

Insurance Commissioner Matter No. R 2012-05

Statutes authorizing the agency to adopt rules on this subject: RCW 48.02.060, RCW 48.21.270, RCW 48.44.380, and RCW 48.46.460.

Reasons why rules on this subject may be needed and what they might accomplish:

The Patient Protection and Affordable Care Act (ACA), P.L. 111-148 (2010), and The Genetic Information Nondiscrimination Act (GINA) of 2008, P. L. No 110-233 (2008), include provisions that conflict with current requirements in the rule for conversion plans. The proposed rule making will align the WAC sections governing conversion plans with the federal requirements.

The Commissioner received a petition for rule making, which was granted, asking that the conversion rule standards address coverage for medical care necessitated by a failed suicide attempt. This issue will also be considered.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

The U.S. Department of Health and Human Services (HHS) oversees market reform at the federal level that affects conversion plans. Other than ensuring the rules are aligned with the federal standards, coordination with HHS is not a requisite part of the proposed rule making.

Process for developing new rule (check all that apply):

☐ Negotiated rule making

☐ Pilot rule making

☐ Agency study

☒ Other (describe) Submit written comments by: May 9, 2012

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

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DATE
March 21, 2012

NAME (TYPE OR PRINT)
Mike Kreidler

SIGNATURE

TITLE
Insurance Commissioner

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STATE OF WASHINGTON
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